

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Toshiro OMORI et al.**

Art Unit: **1655**

Application Number: **10/511,725**

Examiner: **Amy Lynn Clark**

Filed: **October 19, 2004**

Confirmation Number: **2520**

For: **A COMPOSITION OBTAINED FROM BARLEY SHOCHU
STILLAGE (AS AMENDED)**

Attorney Docket Number: **042872**

Customer Number: **38834**

AMENDMENT UNDER 37 C.F.R. §1.114

Mail Stop RCE

April 13, 2009

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Sir:

This Amendment is filed in response to the Final Office Action dated November 13, 2008. A Petition for the two month extension of time is being concurrently filed, making a response due on or before April 13, 2009.

A Request for Continued Examination is also being filed concurrently herewith.

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.